THE HON'BLE MR JUSTICE ELIPE DHARMA RAO

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Writ Petition No. 18286 of 2005

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Dated: 18th August, 2005.

Between:

Chegondi Krishna Rao

..... PETITIONER

AND

1. The Revenue Divisional Officer, Eluru Revenue Division,

Eluru, West Godavari District and another

.....RESPONDENTS

O R D E R :

Against the order passed by the second respondent-Mandal Revenue Officer, Penugonda Mandal, West Godavari District, dated 01-06-2005, an appeal was filed by the petitioner before the first respondent-Revenue Divisional Officer, Eluru Revenue Division, Eluru, West Godavari District, on 01-08-2005. Pending the appeal, the second respondent is insisting the petitioner to stop the agricultural operations in the land in question.

Heard the learned counsel appearing for the petitioner and the learned Government Pleader for Revenue appearing on behalf of the respondents.

It is the case of the petitioner that he was given patta for the land in question

in the year 1983 and ever since he is in possession and enjoyment by personally cultivating the same and that he is paying land revenue to the government for the said land and that according to the second respondent the possession of the petitioner in the land in question is contrary to the provisions of the A.P. Assigned Lands (Prohibition of Transfer) Act, 1977, and that the second respondent passed the impugned orders against the petitioner. Hence, the writ petition to direct the respondents not to dispossess the petitioner from the land in question.

Since the appeal filed by the petitioner is pending consideration before the Revenue Divisional Officer, Eluru Revision Division, Eluru, West Godavari District, I deem it appropriate to dispose of the writ petition, at the admission stage, directing the first respondent-Revenue Divisional Officer to dispose of the appeal, in accordance with law, within a period of twelve weeks from the date of receipt of a copy of the Order after giving an opportunity of being heard to the petitioner and the affected parties. Till such time, the respondents are directed not to dispossess the petitioner from the land in question.

With the above direction, the writ petition is disposed of. No costs.

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ELIPE DHARMA RAO, J.

Dated: 18th August, 2005.

NOTE:

Issue wire at party's costs.

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